

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

LESROY E. BROWNE, on behalf of himself
and those similarly situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE STUDENT LOAN
TRUST; and JOHN DOES 1 to 15,

Defendants.

Civil Action No. 21-cv-11871

NOTICE OF MOTION TO DISMISS

To: Yongmoon Kim
KIM LAW FIRM LLC
411 Hackensack Ave., Ste. 701
Hackensack, NJ 07601
Attorneys for Plaintiff

PLEASE TAKE NOTICE that National Collegiate Student Loan Trust 2003-1, National Collegiate Student Loan Trust 2004-1, National Collegiate Student Loan Trust 2004-2, National Collegiate Student Loan Trust 2005-1, National Collegiate Student Loan Trust 2005-2, National Collegiate Student Loan Trust 2005-3, National Collegiate Student Loan Trust 2006-1, National Collegiate Student Loan Trust 2006-2, National Collegiate Student Loan Trust 2006-3, National Collegiate Student Loan Trust 2006-4, National Collegiate Student Loan Trust 2007-1, National Collegiate Student Loan Trust 2007-2, National Collegiate Student Loan Trust 2007-3, National Collegiate Student Loan Trust 2007-4, National Collegiate Student Loan Trust 2009-1, and National Collegiate Master Student Loan Trust I (collectively the “Trusts”) will move before the Hon. Kevin McNulty, at a time and date to be set by the Court, for an Order granting the Trusts’ motion to dismiss Plaintiff’s Complaint for failure to state a claim upon which relief can be granted pursuant to Federal Rule of Civil Procedure 12(b)(6).

PLEASE TAKE FURTHER NOTICE that, in support of the motion, the Trusts shall rely on the Memorandum of Law and the Declaration of R. James DeRose, III, both submitted herewith.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

Dated: New York, New York
July 30, 2021

LOCKE LORD LLP

/s/ Christopher B. Fontenelli
Christopher B. Fontenelli
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National Collegiate Student Loan Trust 2006-1,
National Collegiate Student Loan Trust 2006-2,
National Collegiate Student Loan Trust 2006-3,
National Collegiate Student Loan Trust 2006-4,
National Collegiate Student Loan Trust 2007-1,
National Collegiate Student Loan Trust 2007-2,
National Collegiate Student Loan Trust 2007-3,
National Collegiate Student Loan Trust 2007-4,
National Collegiate Student Loan Trust 2009-1, and
National Collegiate Master Student Loan Trust I

CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2021, I caused the foregoing Notice of Motion, Memorandum of Law in support thereof, Declaration of R. James De Rose, III with exhibits thereto in support thereof, and Proposed Order to be served on all parties entitled to notice by filing with the Clerk of the Court using the Court's CM/ECF system.

/s/ Christopher B. Fontenelli
Christopher B. Fontenelli